

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 21st day of September A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE ANDERSON-PRICHARD-COOKE FARM FILED ON SEPTEMBER 15, 1936, BY S. LEROY ESTES, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)), AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

1. In that Item 13, Division II, does not name the producing formations and other fields used for comparative purposes;

2. In that in Item 13, Division II, the statements made regarding gas volumes and attendant high pressures apply to the older part of the field, and the tract offered is in the North extension;

3. In that nothing is said in Item 13, Division II, about the initial pressures in the North extension;

4. In that in Item 13, Division II, the ultimate recovery of oil per acre that is usual in most fields is not stated;

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 21st day of October 1936, that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Moore, an officer of the Commission be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered, that the taking of testimony in this proceeding commence on the 6th day of October 1936, at 2:00 o'clock in the afternoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 2515—Filed, September 22, 1936; 12:57 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 21st day of September A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE STANOLIND-LAW FARM, FILED ON SEPTEMBER 15, 1936, BY HOWARD F. GUNTER, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)), AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the of-

fering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

1. In that the date on Page 1, Division I, when the information contained in the sheet will be out of date, is miscalculated, based on Item 16 (a), Division II, estimated production excluded;

2. In that in Item 16 (e), Division II, the price of 31° gravity oil is overstated unless premium is being paid, in which case Items 1 and 5 of Division II should be changed;

3. In that in Item 4 (e), Division III, the number of undeveloped acres is misstated;

4. In that in Item 4 (f), Division III, the number of barrels is misstated; and in the note thereto the number of barrels is also misstated;

5. In that in Item 3, Division III, no account is taken of the shrinkage in volume due to liberation of gas from solution;

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 21st day of October 1936, that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Moore, an officer of the Commission be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered that the taking of testimony in this proceeding commence on the 6th day of October 1936 at 10:00 o'clock in the forenoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 2514—Filed, September 22, 1936; 12:57 p. m.]

Thursday, September 24, 1936

No. 138

DEPARTMENT OF AGRICULTURE.**Bureau of Entomology and Plant Quarantine.****NOTICE OF REMOVAL OF JAPANESE BEETLE QUARANTINE RESTRICTIONS ON FRUITS AND VEGETABLES**

It has been determined that the active period of the Japanese beetle in its relation to fruits and vegetables has already ceased for the present season and that it is, therefore, safe to permit the unrestricted movement of the fruits and vegetables listed in regulation 5 of the rules and regulations (fourteenth revision) supplemental to Notice of Quarantine No. 48 from the regulated area as defined in regulation 3 of said rules and regulations. It is therefore ordered that all restrictions on the interstate movement of the articles referred to above are hereby removed on and after September 22, 1936. This order advances the termination date of the restrictions as to fruits and vegetables provided for in regulation 5 from October 16 to September 22, 1936, and applies to this season only.

Done at the city of Washington this 22d day of September 1936.

Witness my hand and the seal of the United States Department of Agriculture.

[SEAL]

W. R. GREGG,
Acting Secretary of Agriculture.

[F. R. Doc. 2518—Filed, September 22, 1936; 4:00 p. m.]

FEDERAL TRADE COMMISSION.

Commissioners: Charles H. March, Chairman; Garland S. Ferguson, Jr., Ewin L. Davis, W. A. Ayres, Robert E. Freer.

[File No. 21-273]

IN THE MATTER OF PROPOSED TRADE PRACTICE RULES FOR THE FERTILIZER INDUSTRY

NOTICE OF OPPORTUNITY TO OFFER SUGGESTIONS OR OBJECTIONS

This matter now being before the Federal Trade Commission under its Trade Practice Conference procedure, in pursuance of the Act of Congress approved September 26, 1914 (38 Stat. 717);

Opportunity is hereby extended by the Federal Trade Commission to any and all persons affected by or having an interest in the trade practice conference rules for the Fertilizer Industry, as tentatively passed upon by the Commission, to present to the Commission their views upon the same, including suggestions or objections, if any. For this purpose they may, upon application to the Commission, obtain copies of these rules. Communications of such views should be made to the Commission at its offices in Washington, D. C., 815 Connecticut Avenue N. W., not later than Friday, October 9, 1936, which communications will be for the public record. After giving due consideration to such suggestions or objections as may be received concerning these rules, the Commission will proceed to their final consideration.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

Entered September 22, 1936.

[F. R. Doc. 2519—Filed, September 22, 1936; 4:20 p. m.]

United States of America—Before the Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 18th day of September A. D. 1936.

Commissioners: Charles H. March, Chairman; Garland S. Ferguson, Jr., Ewin L. Davis, W. A. Ayres, Robert E. Freer.

[Docket No. 2791]

IN THE MATTER OF REMSEN CORPORATION, A CORPORATION ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that Robert S. Hall, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Thursday, October 8, 1936, at ten o'clock in the forenoon of that day, eastern standard time, room 500, 45 Broadway, New York.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 2520—Filed, September 22, 1936; 4:20 p. m.]

INTERSTATE COMMERCE COMMISSION.

RULES AND REGULATIONS GOVERNING THE FILING AND APPROVAL OF SURETY BONDS, POLICIES OF INSURANCE, QUALIFICATIONS AS A SELF-INSURER, OR OTHER SECURITIES AND AGREEMENTS BY MOTOR CARRIERS AND BROKERS SUBJECT TO THE MOTOR CARRIER ACT, 1935, AND FORMS PRESCRIBED THEREUNDER

EFFECTIVE ON NOVEMBER 15, 1936

Charles D. Mahaffie, Chairman; Balthasar H. Meyer, Clyde B. Aitchison, Joseph B. Eastman, Frank McManamy, Claude R. Porter, William E. Lee, Hugh M. Tate, Carroll Miller, Walter W. M. Splawn, Marion M. Caskie.

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SECTIONS 211 (c) AND 215 OF THE MOTOR CARRIER ACT, 1935

SEC. 211 (c). The Commission shall prescribe reasonable rules and regulations for the protection of travelers or shippers by motor vehicle, to be observed by any person holding a brokerage license, and no such license shall be issued or remain in force unless such person shall have furnished a bond or other security approved by the Commission, in such form and amount as will insure financial responsibility and the supplying of authorized transportation in accordance with contracts, agreements, or arrangements therefor.

SEC. 215. No certificate or permit shall be issued to a motor carrier or remain in force, unless such carrier complies with such reasonable rules and regulations as the Commission shall prescribe governing the filing and approval of surety bonds, policies of insurance, qualifications as a self-insurer, or other securities or agreements, in such reasonable amount as the Commission may require, conditioned to pay, within the amount of such surety bonds, policies of insurance, qualifications as a self-insurer, or other securities or agreements, any final judgment recovered against such motor carrier for bodily injuries to or the death of any person resulting from the negligent operation, maintenance, or use of motor vehicles under such certificate or permit, or for loss or damage to property of others. The Commission may, in its discretion and under such rules and regulations as it shall prescribe, require any such common carrier to file a surety bond, policies of insurance, qualifications as a self-insurer, or other securities or agreements, in a sum to be determined by the Commission, to be conditioned upon such carrier making compensation to shippers and/or consignees for all property belonging to shippers and/or consignees, and coming into the possession of such carrier in connection with its transportation service. Any carrier which may be required by law to compensate a shipper and/or consignee for any loss, damage, or default for which a connecting motor common carrier is legally responsible shall be subrogated to the rights of such shipper and/or consignee under any such bond, policies of insurance, or other securities or agreements, to the extent of the sum so paid.

¹ So in original.

The cancellation or expiration of a policy of insurance or other form of security for the protection of the public provided for in these rules or the revocation by the Commission of its approval of any policy of insurance or other form of security without substitution of other security approved by the Commission will under the terms of the foregoing sections of the Motor Carrier Act, 1935, render of no force any certificate, permit, or license in connection with which such security was accepted or approved, and all authority to operate granted by this Commission can be lawfully exercised only so long as the security provided for by Sections 211 (c) and 215 of the Motor Carrier Act, 1935, and by the rules of this Commission remains in effect.

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 3d day of August A. D. 1936.

IN THE MATTER OF SECURITY FOR THE PROTECTION OF THE PUBLIC AS PROVIDED IN THE MOTOR CARRIER ACT, 1935, AND OF RULES AND REGULATIONS GOVERNING THE FILING AND APPROVAL OF SURETY BONDS, POLICIES OF INSURANCE, QUALIFICATIONS AS A SELF-INSURER OR OTHER SECURITIES AND AGREEMENTS BY MOTOR CARRIERS AND BROKERS SUBJECT TO THE MOTOR CARRIER ACT, 1935

It appearing, That by order dated February 20, 1936, the Commission, by Division 5, entered upon an investigation into and concerning security for the protection of the public as provided in the Motor Carrier Act, 1935, and rules and regulations governing the filing and approval of surety bonds, policies of insurance, qualifications as self-insurer, or other securities and agreements by motor carriers and brokers subject to the Motor Carrier Act, 1935:

It further appearing, That a full investigation of the matters and things involved has been had, and that the Commission, by Division 5, on the date hereof, has made and filed a report containing its findings of fact and conclusions thereon, which said report is hereby referred to and made a part hereof:

It is ordered, That the following rules and regulations be, and they are hereby, approved and prescribed, and from and after the 15th day of November 1936, shall be observed by motor carriers and brokers subject to the Motor Carrier Act, 1935, as the minimum requirements:

RULE I

No motor carrier subject to the provisions of the Motor Carrier Act, 1935, shall engage in interstate or foreign commerce, and no certificate or permit shall be issued to a motor carrier, or shall remain in force unless and until there shall have been filed with and approved by the Commission a surety bond, policy of insurance (or certificate of insurance in lieu thereof), qualifications as a self-insurer, or other securities or agreements in not less than the amounts herein-after prescribed, conditioned to pay, within the amount of such surety bond, policy of insurance (or certificate of insurance in lieu thereof), qualifications as a self-insurer, or other securities or agreements any final judgment recovered against such motor carrier for bodily injuries to or the death of any person resulting from the negligent operation, maintenance, or use of motor vehicles under such certificate or permit, or for loss or damage to property of others; nor shall any common carrier by motor vehicle subject to the provisions of said Act engage in interstate or foreign commerce, nor shall any certificate be issued to such carrier, nor remain in force unless and until there shall have been filed with and approved by the Commission a surety bond, policy of insurance (or certificate of insurance in lieu thereof), qualifications as a self-insurer, or other securities or agreements in not less than the amounts hereinafter prescribed, conditioned upon such carrier making compensation to shippers or consignees for all property belonging to shippers or consignees and coming into the possession of such carrier in connection with its transportation service.

RULE II

The minimum amounts referred to in Rule I are hereby prescribed as follows:

A. Motor carriers—bodily injury liability—property damage liability

(1) Kind of equipment	(2) Limit for bodily injuries to or death of one person	(3) Limit for bodily injuries to or death of all persons injured or killed in any one accident (subject to a maximum of \$5,000 for bodily injuries to or death of one person)	(4) Limit for loss or damage in any one accident to property of others (excluding cargo)
Passenger equipment (seating capacity):			
7 passengers or less.....	\$5,000	\$15,000	\$1,000
8 to 12 passengers, inclusive.....	5,000	20,000	1,000
13 to 20 passengers, inclusive.....	5,000	30,000	1,000
21 to 30 passengers, inclusive.....	5,000	40,000	1,000
31 passengers or more.....	5,000	50,000	1,000
Freight equipment: All motor vehicles used in the transportation of property..	5,000	10,000	1,000

B. Motor common carriers—Cargo liability

Security required to compensate shippers or consignees for loss of or damage to property belonging to shippers or consignees and coming into the possession of motor common carriers in connection with their transportation service, (1) for loss of or damage to property carried on any one motor vehicle—\$1,000; (2) for loss of or damage to or aggregate of losses or damages of or to property occurring at any one time and place—\$2,000.

RULE III

The following combinations will be regarded as one motor vehicle for purposes of these rules, (1) a tractor and trailer or semi-trailer when the tractor is engaged solely in drawing the trailer or semi-trailer, and (2) a truck and trailer when both together bear a single load.

RULE IV—BROKERS

No person shall engage in the business of a broker as defined in the Motor Carrier Act, 1935, and no brokerage license shall be issued to any such person nor remain in force unless and until such person shall have furnished a bond or other security approved by the Commission, in an amount of not less than \$5,000, and in such form as will insure the financial responsibility of such broker and the supplying of authorized transportation in accordance with the contracts, agreements, or arrangements therefor.

RULE V—QUALIFICATIONS AS A SELF-INSURER AND OTHER SECURITIES OR AGREEMENTS

The Commission will give consideration to and will approve the application of a motor carrier to qualify as a self-insurer if such carrier furnishes a true and accurate statement of its financial condition and other evidence which will establish to the satisfaction of the Commission the ability of such motor carrier to satisfy its obligations for bodily injury liability, property damage liability, or cargo liability without affecting the stability or permanency of the business of such motor carrier.

The Commission will also consider applications for approval of other securities or agreements and will approve any such applications if satisfied that the security or agreement offered will afford the security for the protection of the public contemplated by Sections 211(c) and 215 of the Motor Carrier Act, 1935.

RULE VI—BONDS AND INSURANCE POLICIES

Each certificate or policy of insurance or surety bond with corporate or individual sureties filed with the Commission for approval must be for not less than the full limits of liability required under these rules and regulations. In each

case in which the surety on any such bond is a surety company, such company must be one approved by the United States Treasury Department under the laws of the United States and the applicable rules and regulations governing bonding companies.

RULE VII—FORMS AND PROCEDURE

Endorsements for policies of insurance, surety bonds, certificates of insurance and applications to qualify as a self-insurer, or for approval of other securities or agreements, and notices of cancellation, all must be in the forms prescribed and approved by the Commission.

Certificates of insurance, surety bonds, and notices of cancellation must be filed with the Commission in triplicate. Upon receipt and approval by the Commission one copy will be stamped "received and approved" and returned to the home office of the insurance or surety company.

Insurance policies and surety bonds shall be written in the full and correct name of the individual, partnership, corporation, or other person to whom the certificate, permit, or license is or is to be issued. In case of a partnership all partners shall be named.

Surety bonds, policies of insurance, endorsements, or certificates of insurance and other securities and agreements shall not be cancelled or withdrawn until after thirty (30) days' notice in writing by the insurance company, surety or sureties, motor carrier, broker, or other party thereto, as the case may be, has first been given to the Commission at its office in Washington, D. C., which period of thirty (30) days shall commence to run from the date such notice is actually received at the office of the Commission.

Motor carriers and brokers subject to the jurisdiction of this Commission are hereby required to maintain in effect at all times the security for the protection of the public contemplated in Sections 211 (c) and 215, Motor Carrier Act, 1935, and prescribed by these rules.

RULE VIII

Policies of insurance as amended by the endorsements provided by these rules covering bodily injury liability, property damage liability, and cargo liability must be written by insurance companies legally authorized to transact business in each State in which their policies cover the operations of the insured motor carrier, except that more than one policy of insurance may be used in cases where, in the judgment of the Commission, the territorial operations of such carriers warrant separate coverage on separate portions of their routes or territories.

RULE IX

The Commission may revoke its approval of any surety bond, policy of insurance (or certificate of insurance in lieu thereof), qualification as a self-insurer, or other securities or agreements if it finds at any time that such security no longer complies with these rules.

By the Commission, Division 5.

[SEAL]

GEORGE B. MCGINTY, *Secretary*.

ENDORSEMENT FOR MOTOR CARRIER POLICIES OF INSURANCE FOR BODILY INJURY LIABILITY AND PROPERTY DAMAGE LIABILITY UNDER SECTION 215, MOTOR CARRIER ACT, 1935

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 3d day of August A. D. 1936.

IN THE MATTER OF ENDORSEMENTS FOR MOTOR CARRIER POLICIES OF INSURANCE FOR BODILY INJURY LIABILITY AND PROPERTY DAMAGE LIABILITY UNDER SECTION 215, MOTOR CARRIER ACT, 1935

The matter of endorsements under the above title being under consideration:

It is ordered, That endorsements for motor carrier policies of insurance for bodily injury liability and property damage liability under Section 215, Motor Carrier Act, 1935, shall be

in the form attached hereto and made a part hereof, numbered B. M. C. 31.

By the Commission, Division 5.

[SEAL]

GEORGE B. MCGINTY, *Secretary*.

Form B. M. C. 31.

ENDORSEMENT FOR MOTOR CARRIER POLICIES OF INSURANCE FOR BODILY INJURY LIABILITY AND PROPERTY DAMAGE LIABILITY UNDER SECTION 215, MOTOR CARRIER ACT, 1935

The policy to which this endorsement is attached is an automobile bodily injury liability and property damage liability policy, and is hereby amended to assure compliance by the Insured, as a motor carrier of passengers or property, with Section 215 of the Motor Carrier Act, 1935, and the pertinent rules and regulations of the Interstate Commerce Commission.

In consideration of the premium stated in the policy to which this endorsement is attached, the Company hereby agrees to pay any final judgment recovered against the Insured for bodily injury to or the death of any person or loss of or damage to property of others (excluding injury to or death of the Insured's employees while engaged in the course of their employment, and loss of or damage to property of the Insured, and property transported by the Insured, designated as cargo), resulting from the negligent operation, maintenance, or use of motor vehicles under certificate of public convenience and necessity or permit issued to the Insured by the Interstate Commerce Commission, or otherwise under the Motor Carrier Act, 1935, within the limits of liability hereinafter provided, regardless of whether such motor vehicles are specifically described in the policy or not. It is understood and agreed that upon failure of the Company to pay any such final judgment recovered against the Insured, the judgment creditor may maintain an action in any court of competent jurisdiction against the Company to compel such payment. The bankruptcy or insolvency of the Insured shall not relieve the Company of any of its obligations hereunder. The liability of the Company extends to such losses, damages, injuries, or deaths whether occurring on the route or in the territory authorized to be served by the Insured or elsewhere, except as follows:

(Name as exceptions only States in which the Insured's operations are covered by other insurance)

The liability of the Company on each motor vehicle for the following limits shall be a continuing one notwithstanding any recovery hereunder:

SCHEDULE OF LIMITS

Motor Carriers—Bodily Injury Liability—Property Damage Liability

(1) Kind of equipment	(2) Limit for bodily injury to or death of one person	(3) Limit for bodily injury to or death of all persons injured or killed in any one accident (subject to a maximum of \$5,000 for bodily injury to or death of one person)	(4) Limit for loss or damage in any one accident to property of others (excluding cargo)
Passenger equipment (seating capacity):			
7 passengers or less.....	\$5,000	\$15,000	\$1,000
8 to 12 passengers, inclusive.....	5,000	20,000	1,000
13 to 24 passengers, inclusive.....	5,000	25,000	1,000
25 to 39 passengers, inclusive.....	5,000	40,000	1,000
40 passengers or more.....	5,000	50,000	1,000
Freight equipment: All motor vehicles used in the transportation of property.....	5,000	10,000	1,000

Nothing contained in the policy or any other endorsement thereon, nor the violation of any of the provisions of the policy or of any endorsement thereon by the Insured, shall relieve the Company from liability hereunder or from the payment of any such final judgment.

The Insured agrees to reimburse the Company for any payment made by the Company on account of any accident, claim, or suit involving a breach of the terms of the policy, and for any payment that the Company would not have been obligated to make under the provisions of the policy, except for the agreement contained in this endorsement.

This endorsement may not be canceled without cancellation of the policy to which it is attached. Such cancellation may be effected by the Company or the Insured giving thirty (30) days' notice in writing to the Interstate Commerce Commission at its office in Washington, D. C., said thirty (30) days' notice to commence to run from the date notice is actually received at the office of said Commission.

Attached to and forming part of Policy No. _____ issued by the _____ (herein called Company) of _____

to _____ of _____

Dated at _____ this _____ day of _____ 19____

Counter-signed by _____

Authorized Company Representative.

ENDORSEMENT FOR MOTOR COMMON CARRIER POLICIES OF INSURANCE FOR CARGO LIABILITY UNDER SECTION 215, MOTOR CARRIER ACT, 1935

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its Office in Washington, D. C., on the 3d day of August A. D. 1936.

IN THE MATTER OF ENDORSEMENTS FOR MOTOR COMMON CARRIER POLICIES OF INSURANCE FOR CARGO LIABILITY UNDER SECTION 215, MOTOR CARRIER ACT, 1935

The matter of endorsements under the above title being under consideration:

It is ordered, That endorsements for motor common carrier policies of insurance for cargo liability under Section 215, Motor Carrier Act, 1935, shall be in the form attached hereto and made a part hereof, numbered B. M. C. 32.

By the Commission, Division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

Form B. M. C. 32.

ENDORSEMENT FOR MOTOR COMMON CARRIER POLICIES OF INSURANCE FOR CARGO LIABILITY UNDER SECTION 215, MOTOR CARRIER ACT, 1935

The policy to which this endorsement is attached is a cargo insurance policy, and is hereby amended to assure compliance by the Insured, as a common carrier of property by motor vehicle, with Section 215 of the Motor Carrier Act, 1935, with reference to making compensation to shippers or consignees for all property belonging to shippers or consignees coming into the possession of such carrier in connection with its transportation service, and with the pertinent rules and regulations of the Interstate Commerce Commission.

In consideration of the premium stated in the policy to which this endorsement is attached, the Company hereby agrees to pay, within the limits of liability hereinafter provided, any shipper or consignee for all loss of or damage to all property belonging to such shipper or consignee, and coming into the possession of the Insured in connection with its transportation service, for which loss or damage the Insured may be held legally liable, regardless of whether the motor vehicles, terminals, warehouses, and other facilities used in connection with the transportation of the property hereby insured are specifically described in the policy or not. The liability of the Company extends to such losses or damages whether occurring on the route or in the territory authorized to be served by the Insured or elsewhere, except as follows:

(Name as exceptions only States in which the Insured's operations are covered by other insurance)

Within the limits of liability hereinafter provided it is further understood and agreed that no condition, provision, stipulation, or limitation contained in the policy, or any other endorsement thereon or violation thereof, or of this endorsement by the Insured, shall affect in any way the right of any shipper or consignee, or relieve the Company from liability for the payment of any claim for which the Insured may be held legally liable to compensate shippers or consignees, irrespective of the financial responsibility or lack thereof or insolvency or bankruptcy of the Insured. However, all terms, conditions, and limitations in the policy to which this endorsement is attached are to remain in full force and effect as binding between the Insured and the Company. The Insured agrees to reimburse the Company for any payment made by the Company on account of any loss or damage involving a breach of the terms of the policy and for any payment that the Company would not have been obligated to make under the provisions of the policy, except for the agreement contained in this endorsement.

The liability of the Company for the limits provided in this endorsement shall be a continuing one notwithstanding any recovery hereunder. The Company shall not be liable for an amount in excess of \$2,000, in respect of any loss of or damage to or aggregate of losses or damages of or to the property hereby insured occurring at any one time and place, nor in any event for an amount in excess of \$1,000, in respect of the loss of or damage to such property carried on any one motor vehicle, whether or not such losses or damages occur while such property is on a motor vehicle or otherwise.

Whenever requested by the Commission, the Company agrees to furnish to the Commission a duplicate original of said policy and all endorsements thereon.

This endorsement may not be canceled without cancellation of the policy to which it is attached. Such cancellation may be effected by the Company or the Insured giving thirty (30) days' notice in writing to the Interstate Commerce Commission at its office in Washington, D. C., said thirty (30) days' notice to

notice in writing to the Interstate Commerce Commission at its office in Washington, D. C., said thirty (30) days' notice to commence to run from the date notice is actually received at the office of said Commission.

Attached to and forming part of Policy No. _____ Issued by the _____ (herein called Company) of _____ to _____ of _____

Dated at _____ this _____ day of _____, 19_____.

Countersigned by _____

Authorized Company Representative.

CERTIFICATE OF INSURANCE FOR MOTOR CARRIER POLICIES OF INSURANCE FOR BODILY INJURY LIABILITY AND PROPERTY DAMAGE LIABILITY UNDER SECTION 215, MOTOR CARRIER ACT, 1935

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its Office in Washington, D. C., on the 3d day of August A. D. 1936.

IN THE MATTER OF CERTIFICATES OF INSURANCE FOR MOTOR CARRIER POLICIES OF INSURANCE FOR BODILY INJURY LIABILITY AND PROPERTY DAMAGE LIABILITY UNDER SECTION 215, MOTOR CARRIER ACT, 1935

The matter of certificates under the above title being under consideration:

It is ordered, That certificates of insurance for motor carrier policies of insurance for bodily injury liability and property damage liability under Section 215, Motor Carrier Act, 1935, shall be in the form attached hereto and made a part hereof, numbered B. M. C. 33.

By the Commission, Division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

Form B. M. C. 33

To be sent to—

INTERSTATE COMMERCE
COMMISSION

Docket Number

BUREAU OF MOTOR CARRIERS
Washington, D. C.

Received and approved:
Date _____

MOTOR CARRIER AUTOMOBILE BODILY INJURY LIABILITY AND PROPERTY DAMAGE LIABILITY CERTIFICATE OF INSURANCE

Filed with
INTERSTATE COMMERCE COMMISSION
Bureau of Motor Carriers
Washington, D. C.
(Executed in Triplicate)

THIS IS TO CERTIFY, That the _____ (hereinafter called Company) of _____ (Name of Company)

has issued to _____ (Home office address of Company) _____ (Name of motor carrier) _____ (Address of motor carrier)

the policy of Automobile Bodily Injury Liability and Property Damage Liability Insurance herein described which, by the attachment of endorsement, form number B. M. C. 31, approved by the Interstate Commerce Commission has been amended to provide the coverage or security for the protection of the public required with respect to the operation, maintenance, or use of motor vehicles under certificate of public convenience and necessity or permit issued to the Insured by the Interstate Commerce Commission or otherwise under the Motor Carrier Act, 1935, and the pertinent rules and regulations of the Interstate Commerce Commission, regardless of whether such motor vehicles are specifically described in the policy or not. The liability of the Company extends to all losses, damages, injuries, or deaths whether occurring on the route or in the territory authorized to be served by the Insured or elsewhere, except as follows:

(Name as exceptions only States in which the Insured's operations are covered by other insurance)

Whenever requested by the Commission, the Company agrees to furnish to the Commission a duplicate original of said policy and all endorsements thereon.

The endorsement described herein may not be canceled without cancellation of the policy to which it is attached. Such cancellation may be effected by the Company or the Insured giving thirty (30) days' notice in writing to the Interstate Commerce Commission at its office in Washington, D. C., said thirty (30) days' notice to

commence to run from the date notice is actually received at the office of said Commission.

Policy No. _____ Effective from _____ to _____
(12:01 a. m., standard time at the address
of the Insured as stated in said policy)
Countersigned at _____ this _____ day of _____,
19____

Authorized Company Representative.

**CERTIFICATE OF INSURANCE FOR MOTOR COMMON CARRIER POLICIES
OF INSURANCE FOR CARGO LIABILITY UNDER SECTION 215, MOTOR
CARRIER ACT, 1935**

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its Office in Washington, D. C., on the 3d day of August A. D. 1936.

IN THE MATTER OF CERTIFICATES OF INSURANCE FOR MOTOR COMMON CARRIER POLICIES OF INSURANCE FOR LIABILITY UNDER SECTION 215, MOTOR CARRIER ACT, 1935

The matter of certificates under the above title being under consideration:

It is ordered, That certificates of insurance for motor common carrier policies of insurance for cargo liability under Section 215, Motor Carrier Act, 1935, shall be in the form attached hereto and made a part hereof, numbered B. M. C. 34.

By the Commission, Division 5.

[SEAL] **GEORGE B. MCGINTY, Secretary.**

Form B. M. C. 34

To be sent to—

INTERSTATE COMMERCE
COMMISSION
BUREAU OF MOTOR CARRIERS
Washington, D. C.

Received and approved:

Date _____

MOTOR CARRIER CARGO LIABILITY
CERTIFICATE OF INSURANCE

Filed With
INTERSTATE COMMERCE COMMISSION
Bureau of Motor Carriers
Washington, D. C.
(Executed in Triplicate)

THIS IS TO CERTIFY, That the _____ (hereinafter
called Company) of _____
(Home office address of Company)

has issued to _____ of _____
(Name of motor carrier) (Address of motor carrier)

the policy of Cargo Insurance herein described which, by the attachment of endorsement, form number B. M. C. 32, approved by the Interstate Commerce Commission, has been amended to provide compensation for loss of or damage to all property belonging to shippers or consignees and coming into the possession of the Insured in connection with its transportation service under certificate of public convenience and necessity issued to the Insured by the Interstate Commerce Commission or otherwise under the Motor Carrier Act, 1935, and the pertinent rules and regulations of the Interstate Commerce Commission, regardless of whether the motor vehicles, terminals, warehouses, and other facilities used in connection with the transportation of such property are specifically described in the policy or not. The liability of the Company extends to such losses or damages whether occurring on the route or in the territory authorized to be served by the Insured or elsewhere, except as follows:

(Name as exceptions only States in which the Insured's operations are covered by other insurance)

Whenever requested by the Commission, the Company agrees to furnish to the Commission a duplicate original of said policy and all endorsements thereon.

The endorsement described herein may not be canceled without cancellation of the policy to which it is attached. Such cancellation may be effected by the Company or the Insured giving thirty (30) days' notice in writing to the Interstate Commerce Commission at its office in Washington, D. C., said thirty (30) days' notice to commence to run from the date notice is actually received at the office of said Commission.

Policy No. _____ Effective from _____ to _____
(12:01 a. m., standard time at the address of
the Insured as stated in said policy)

Countersigned at _____ this _____ day of _____,
19____

Authorized Company Representative.

NOTICE OF CANCELATION OF MOTOR CARRIER POLICIES OF INSURANCE UNDER SECTION 215, MOTOR CARRIER ACT, 1935

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its Office in Washington, D. C., on the 3d day of August A. D. 1936.

IN THE MATTER OF NOTICE OF CANCELATION OF MOTOR CARRIER POLICIES OF INSURANCE UNDER SECTION 215, MOTOR CARRIER ACT, 1935

The matter of notice of cancellation under the above title being under consideration:

It is ordered, That notice of cancellation of motor carrier policies of insurance under Section 215, Motor Carrier Act, 1935, shall be in the form attached hereto and made a part hereof, numbered B. M. C. 35.

By the Commission, Division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

Form B. M. C. 35

To be sent to—

INTERSTATE COMMERCE
COMMISSION
BUREAU OF MOTOR CARRIERS
Washington, D. C.

Received:

Date _____

NOTICE OF CANCELATION MOTOR CARRIER POLICIES OF INSURANCE UNDER MOTOR CARRIER ACT, 1935

Filed with
INTERSTATE COMMERCE COMMISSION
Bureau of Motor Carriers
Washington, D. C.

(Executed in Triplicate)

To INTERSTATE COMMERCE COMMISSION,
BUREAU OF MOTOR CARRIERS,
Washington, D. C.:

This is to advise that, under the terms of Policy No. _____, issued to _____,

(Name of Insured) (Address)
by _____, said
(Name of Company) (Address)

policy including any and all endorsements or certificates attached thereto or issued in connection therewith, is hereby canceled, effective as of the _____ day of _____, 19____, 12:01 a. m., standard time at the address of the Insured as stated in said policy, provided said date is not less than thirty (30) days after the receipt of this notice by the Interstate Commerce Commission.

Authorized Company Representative.

NOTICE OF CANCELATION OF MOTOR CARRIER AND BROKER'S SURETY BONDS UNDER SECTIONS 215 AND 211 (c), MOTOR CARRIER ACT, 1935

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its Office in Washington, D. C., on the 3d day of August A. D. 1936.

IN THE MATTER OF NOTICE OF CANCELATION OF MOTOR CARRIER AND BROKER'S SURETY BONDS UNDER SECTIONS 215, AND 211 (c), MOTOR CARRIER ACT, 1935

The matter of notice of cancellation under the above title being under consideration:

It is ordered, That notice of cancellation of motor carrier and broker's surety bonds under Sections 215 and 211 (c), Motor Carrier Act, 1935, shall be in the form attached hereto and made a part hereof, numbered B. M. C. 36.

By the Commission, Division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

Form B. M. C. 36

To be sent to—

INTERSTATE COMMERCE
COMMISSION
BUREAU OF MOTOR CARRIERS
Washington, D. C.

Received:

Date _____

Docket Number _____

NOTICE OF CANCELATION OF MOTOR CARRIER AND BROKER'S SURETY BONDS UNDER MOTOR CARRIER ACT, 1935

Filed with
 INTERSTATE COMMERCE COMMISSION
 Bureau of Motor Carriers
 Washington, D. C.
(Executed in Triplicate)

To INTERSTATE COMMERCE COMMISSION,
 BUREAU OF MOTOR CARRIERS,
 Washington, D. C.:

This is to advise that, under the terms of Bond No. _____ executed by _____ and _____
 (Name of Principal) (Address) (Name of Surety)
 _____, said bond, including any and all riders or

certificates attached thereto or issued in connection therewith, is hereby canceled, effective as of the _____ day of _____, 19____, 12:01 a. m., standard time at the address of the Principal, as stated in said bond, provided said date is not less than thirty (30) days after the receipt of this notice by the Interstate Commerce Commission.

Principal or Surety.

MOTOR CARRIER BODILY INJURY LIABILITY AND PROPERTY DAMAGE LIABILITY SURETY BOND UNDER SECTION 215, MOTOR CARRIER ACT, 1935

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 3d day of August A. D. 1936.

IN THE MATTER OF MOTOR CARRIER BODILY INJURY LIABILITY AND PROPERTY DAMAGE LIABILITY SURETY BONDS UNDER SECTION 215, MOTOR CARRIER ACT, 1935

The matter of surety bonds under the above title being under consideration:

It is ordered, That motor carrier bodily injury liability and property damage liability surety bonds under Section 215, Motor Carrier Act, 1935, shall be in the form and contain the information called for in the form attached hereto and made a part hereof, numbered B. M. C. 37.

By the Commission, Division 5.

[SEAL] *GEORGE B. MCGINTY, Secretary.*

Form. B. M. C. 37.

MOTOR CARRIER BODILY INJURY LIABILITY AND PROPERTY DAMAGE LIABILITY SURETY BOND UNDER SECTION 215, MOTOR CARRIER ACT 1935

Executed in triplicate

KNOW ALL MEN BY THESE PRESENTS, That we, _____
 (See instructions 3, 4, and 6)

as PRINCIPAL (hereinafter called Principal) _____
 and _____, as SURETY (hereinafter called Surety),
 (See instructions 1, 2, 3, and 6)

are held and firmly bound unto the United States of America in the sum or sums hereinafter provided for which payment, well and truly to be made, the Principal and Surety hereby bind themselves, their heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, the Principal has applied or is about to apply for a certificate of public convenience and necessity or permit as a motor carrier of passengers or property pursuant to the provisions of the Motor Carrier Act, 1935, and has elected to file with the Interstate Commerce Commission a bond conditioned as herein-after set forth.

Now, THEREFORE, if the Principal shall pay or cause to be paid every final judgment recovered against the Principal for bodily injury to or the death of any person or loss of or damage to the property of others, sustained while this bond is in effect, and resulting from the negligent operation, maintenance, or use of motor vehicles under certificate of public convenience and necessity or permit issued to the Principal by the Interstate Commerce Commission, or otherwise under the Motor Carrier Act, 1935, (but excluding injury to or death of the Principal's employees while engaged in the course of their employment, and loss of or damage to property of the Principal and property transported by the Principal designated as cargo), then this obligation shall be void, otherwise to remain in full force and effect.

Within the limits hereinafter provided, the liability of the Surety extends to such losses, damages, injuries, or deaths regardless of whether such motor vehicles are specifically described herein or

not and whether occurring on the route or in the territory authorized to be served by the Principal or elsewhere, except as follows:

(Name as exceptions only States in which the Principal's operations are covered by other security)

The liability of the Surety on each motor vehicle for the following limits shall be a continuing one notwithstanding any recovery hereunder.

SCHEDULE OF LIMITS

Motor Carriers—Bodily Injury Liability—Property Damage Liability

(1) Kind of equipment	(2) Limit for bodily injury to or death of one person	(3) Limit for bodily injuries to or death of all persons injured or killed in any one accident (subject to a maximum of \$5,000 for bodily injuries to or death of one person)	(4) Limit for loss or damage in any one accident to property of others (excluding cargo)
Passenger equipment (seating capacity):			
7 passengers or less	\$5,000	\$15,000	\$1,000
8 to 12 passengers, inclusive	5,000	20,000	1,000
13 to 20 passengers, inclusive	5,000	30,000	1,000
21 to 30 passengers, inclusive	5,000	40,000	1,000
31 passengers or more	5,000	50,000	1,000
Freight equipment: All motor vehicles used in the transportation of property	5,000	10,000	1,000

This bond is written to assure compliance by the Principal as a motor carrier of passengers or property with Section 215 of the Motor Carrier Act, 1935, and the pertinent rules and regulations of the Interstate Commerce Commission, and shall inure to the benefit of any person or persons who shall recover a final judgment or judgments against the Principal for any of the damages hereinbefore described. The surety agrees to furnish written notice to the Interstate Commerce Commission forthwith of all suits filed, judgments rendered against, and payments made by the Surety under this bond.

This bond is effective the _____ day of _____, 19____, and shall continue in force until terminated as hereinafter provided. The Principal or the Surety may at any time terminate this bond by written notice to the Interstate Commerce Commission at its office in Washington, D. C. Such termination shall become effective thirty (30) days after actual receipt of said notice by the Interstate Commerce Commission. The Surety shall not be liable hereunder for the payment of any judgment or judgments against the Principal for bodily injury to or death of any person or persons or loss of or damage to property resulting from accidents which occur after the expiration of said thirty (30) day period, but such termination shall not affect the liability of the Surety hereunder for the payment of any such judgment or judgments resulting from accidents which occur prior to the date such termination becomes effective.

IN WITNESS WHEREOF, the said Principal and Surety have executed this instrument on the _____ day of _____, 19____.

[SEAL]	(Individual Principal)	(Business address)
[SEAL]	(Individual Principal)	(Business address)
[SEAL]	(Individual Principal)	(Business address)
[SEAL]	(Individual Principal)	(Business address)
[SEAL]	(Individual Principal)	(Business address)
[SEAL]	(Individual Surety)	(Business address)
[SEAL]	(Individual Surety)	(Business address)

[Affix corporate seal] _____
 (Corporate Principal) (Business address)
 By _____
 [Affix corporate seal] _____
 (Corporate Surety) (Business address)
 By _____

Certificate as to Corporate Principal

I, _____, certify that I am the secretary of the corporation named as principal in the within bond; that _____, who signed the said bond on behalf of the principal, was then _____ of said corporation; that I know his signature, and his signature thereto is genuine; and that said bond was duly signed, sealed, and attested for and on behalf of said corporation by authority of its governing body.

[Affix corporate seal] _____
 Secretary.

(When the Principal is an individual the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who being by me duly sworn, did depose and say that he resides in _____, that he is the individual described in and who executed the foregoing instrument and he duly acknowledged to me that he executed the same.

[OFFICIAL SEAL]

(Title of official administering oath.)

(When the Surety is an individual the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who, being by me duly sworn, did depose and say that he resides in _____, that he is the individual described in and who executed the foregoing instrument and he duly acknowledged to me that he executed the same.

[OFFICIAL SEAL]

(Title of official administering oath)

(When the Principal is a corporation the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who, being by me duly sworn, did depose and say that he resides in _____; that he is _____ of the _____, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order, and he duly acknowledged to me that he executed the same for and on behalf of said corporation.

[OFFICIAL SEAL]

(Title of official administering oath)

(When the Surety is a corporation the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who being by me duly sworn, did depose and say that he resides in _____; that he is _____ of the _____, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; that he signed his name thereto by like order, and he duly acknowledged to me that he executed the same for and on behalf of said Corporation.

[OFFICIAL SEAL]

(Title of official administering oath)

NOTE.—See Instruction No. 8 before executing the following certificates.

AFFIDAVIT BY INDIVIDUAL SURETY

STATE OF _____,
County of _____, ss:

I, _____, being duly sworn, depose and say that I am one of the sureties to the foregoing bond; that I am a citizen of the United States and of full age and legally competent; that I am by occupation a _____, and have been such for _____ years last past, doing business at _____ in _____ and residing at _____; that I am worth in real estate and personal property the sum of _____ dollars over and above (1) all my debts and liabilities, owing and incurred, (2) any property exempt from execution, (3) any pecuniary interest I have in the business of the principal on said bond, and (4) any interest I have in any so-called community property; that I am the sole owner in fee simple of certain real estate described as follows, which is located at

(a) _____
(Description of property)

that the fair valuation of said real estate is \$_____; that the assessed value of that property for taxation purposes is \$_____; that said property is not exempt from seizure and sale under any homestead law, community or marriage law, or upon attachment,

execution, or judicial process; that the mortgages or other encumbrances against said real estate are the following:

(b) _____

and that there are no encumbrances against said real estate other than as above stated; that my liabilities owing and incurred do not exceed \$_____; in addition to the real property above described I am worth the sum of \$_____ over and above my just debts and liabilities in property subject to execution and sale, and that the additional personal property consists of the following:

(c) _____

(Describe personal property fully)

That I am not surety on any other bond or bonds, except as follows:

(d) _____

(State character and amount of each bond. If not on other bonds, so state)

That I am not a partner in the business of the principal on the bond or bonds on which I appear or may appear as surety. This affidavit is made to induce the United States of America to accept me as surety on the foregoing bond.

(Signed) _____

(Surety's signature)

Subscribed and sworn to before me this _____ day of _____, 19____, at _____.

[OFFICIAL SEAL]

(Title of official administering oath)

AFFIDAVIT BY INDIVIDUAL SURETY

STATE OF _____,
County of _____, ss:

I, _____, being duly sworn, depose and say that I am one of the sureties to the foregoing bond; that I am a citizen of the United States, and of full age and legally competent; that I am by occupation a _____, and have been such for _____ years last past, doing business at _____ in _____ and residing at _____; that I am worth in real estate and personal property the sum of _____ dollars over and above (1) all my debts and liabilities, owing and incurred, (2) any property exempt from execution, (3) any pecuniary interest I have in the business of the principal on said bond, and (4) any interest I have in any so-called community property; that I am the sole owner in fee simple of certain real estate described as follows, which is located at

(a) _____

(Description of property)

that the fair valuation of said real estate is \$_____; that the assessed value of that property for taxation purposes is \$_____; that said property is not exempt from seizure and sale under any homestead law, community, or marriage law, or upon attachment, execution, or judicial process; that the mortgages or other encumbrances against said real estate are the following:

(b) _____

and that there are no encumbrances against said real estate other than as above stated; that my liabilities owing and incurred do not exceed \$_____; in addition to the real property above described I am worth the sum of \$_____ over and above my just debts and liabilities in property subject to execution and sale, and that the additional personal property consists of the following:

(c) _____

(Describe personal property fully)

That I am not surety on any other bond or bonds, except as follows:

(d) _____

(State character and amount of each bond. If not on other bonds, so state)

That I am not a partner in the business of the principal on the bond or bonds on which I appear or may appear as surety. This affidavit is made to induce the United States of America to accept me as surety on the foregoing bond.

(Signed) _____

(Surety's signature)

Subscribed and sworn to before me this _____ day of _____, 19____, at _____.

[OFFICIAL SEAL]

(Title of official administering oath)

NOTE.—See Instruction No. 9 before executing the following certificates.

CERTIFICATE OF SUFFICIENCY

I HEREBY CERTIFY, That _____, one of the sureties named above is personally known to me; that, in my judgment said surety is responsible, and qualified to act as such; and that, to the best of my knowledge and belief, the facts stated by said surety in the foregoing affidavit are true.

(Official title)

(Address)

CERTIFICATE OF SUFFICIENCY

I HEREBY CERTIFY, That _____, one of the sureties named above, is personally known to me; that, in my judgment, said surety is responsible, and qualified to act as such; and that, to the best of my knowledge and belief, the facts stated by said surety in the foregoing affidavit are true.

(Official title)

(Address)

INSTRUCTIONS

1. The surety on the bond may be any corporation authorized by the Secretary of the Treasury to act as surety, or two responsible individual sureties. Each individual surety shall justify in such sum as the Interstate Commerce Commission shall require.
2. A firm, as such will not be accepted as a surety, nor a partner for co-partners or for a firm of which he is a member. Stockholders of a corporate principal may be accepted as sureties provided their qualifications as such are independent of their stockholdings therein. Sureties, if individuals, shall be citizens of the United States.
3. The name, including full Christian name; and residence of each individual party to the bond, shall be inserted in the body thereof, and each such party shall sign the bond with his usual signature on the line opposite the scroll seal, and if signed in Maine or New Hampshire, an adhesive seal shall be affixed opposite the signature.
4. If the principals are partners, their individual names shall appear in the body of the bond, with the recital that they are partners composing a firm, naming it, and all the members of the firm shall execute the bond as individuals.
5. Notarial acknowledgement shall appear in the appropriate place, attesting the signature of each individual party to the bond.
6. If the principal or surety is a corporation, the name of the State in which incorporated shall be inserted in the appropriate place in the body of the bond, and said instrument shall be executed and attested under the corporate seal as indicated in the form. If the corporation has no corporate seal the fact shall be stated, in which case a scroll (or adhesive seal in Maine or New Hampshire) shall appear following the corporate name.
7. The official character and authority of the person or persons executing the bond for the principal, if a corporation, shall be certified by the secretary or assistant secretary, according to the form attached thereto. In lieu of such certificate there may be attached to the bond copies of so much of the records of the corporation as will show the official character and authority of the officer signing, duly certified by the secretary or assistant secretary, under the corporate seal, to be true copies.
8. Each individual surety shall justify, under oath, according to the form appearing on the bond, before a United States Commissioner, a clerk of a United States court, a notary public, or some other officer having authority to administer oaths generally. If the officer has an official seal it shall be affixed, otherwise the proper certificate as to his official character shall be furnished.
9. Each certificate of sufficiency shall be signed by an executive officer of a bank or trust company, a judge or clerk of a court of record under seal of the court, a United States district attorney or commissioner, a postmaster, a collector of internal revenue, or any officer of the United States acceptable to the Commission. Further certificates as to the financial qualification of the sureties may be required from time to time; which certificates must be based on the personal investigation of the certifying officers at the time of the making thereof, and not upon prior certificates.
10. The date of the bond must not be prior to the date of the instrument for which it is given.

MOTOR COMMON CARRIER CARGO LIABILITY SURETY BOND UNDER SECTION 215, MOTOR CARRIER ACT, 1935

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 3d day of August A. D. 1936.

IN THE MATTER OF MOTOR COMMON CARRIER CARGO LIABILITY SURETY BONDS UNDER SECTION 215, MOTOR CARRIER ACT, 1935

The matter of surety bonds under the above title being under consideration:

It is ordered, That motor common carrier cargo liability surety bonds under Section 215, Motor Carrier Act, 1935, shall be in the form and contain the information called for in the form attached hereto and made a part hereof, numbered B. M. C. 38.

By the Commission, Division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

Form B. M. C. 38.

MOTOR COMMON CARRIER CARGO LIABILITY SURETY BOND UNDER SECTION 215, MOTOR CARRIER ACT, 1935

Executed in Triplicate

KNOW ALL MEN BY THESE PRESENTS, That we, _____, (See Instructions 3, 4, and 6)

as PRINCIPAL (hereinafter called Principal) _____ and _____, as SURETY (hereinafter called Surety), are (See Instructions 1, 2, 3, and 6)

held and firmly bound unto the United States of America in the sum or sums hereinafter provided for which payment, well and truly to be made, the Principal and Surety hereby bind themselves, their heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, the Principal has applied or is about to apply for a certificate of public convenience and necessity as a common carrier by motor vehicle pursuant to the provisions of the Motor Carrier Act, 1935, and has elected to file with the Interstate Commerce Commission a bond conditioned as hereinafter set forth.

Now, THEREFORE, if the above bounden Principal shall make compensation to shippers or consignees for all loss of or damage to all property belonging to such shippers or consignees which shall, while this bond is in effect, come into the possession of the Principal in connection with its transportation service, for which loss or damage the Principal may be held legally liable, then this obligation shall be void, otherwise to remain in full force and effect.

The liability of the Surety for the limits hereinafter provided shall be a continuing one notwithstanding any recovery hereunder, and extends to such losses or damages regardless of whether the motor vehicles, terminals, warehouses, and other facilities used in connection with the transportation service of the Principal are specifically described herein, or not, and whether occurring on the route authorized to be served by the Principal or elsewhere, except as follows:

(Name as exceptions only States in which the Principal's operations are covered by other security)

The Security shall not be liable for an amount in excess of \$2,000 in respect of any loss of or damage to or aggregate of losses or damages of or to property belonging to shippers or consignees occurring at any one time and place, nor in any event for an amount in excess of \$1,000 in respect of the loss of or damage to such property carried on any one motor vehicle, whether or not such losses or damages occur while such property is on a motor vehicle or otherwise.

This bond is written to assure compliance by the Principal as a common carrier by motor vehicle with Section 215 of the Motor Carrier Act, 1935, and the pertinent rules and regulations of the Interstate Commerce Commission, and shall inure to the benefit of any and all shippers or consignees to whom the Principal may be held legally liable for any of the damages hereinbefore described. The Surety agrees to furnish written notice to the Interstate Commerce Commission forthwith of all suits filed, judgments rendered against, and payments made by the Surety under this bond.

This bond is effective the _____ day of _____, 19____, and shall continue in force until terminated as hereinafter provided. The Principal or the Surety may at any time terminate this bond by written notice to the Interstate Commerce Commission at its office in Washington, D. C. Such termination shall become effective thirty (30) days after actual receipt of said notice by the Interstate Commerce Commission. The Surety shall not be liable hereunder for the payment of any of the damages hereinbefore described which arise on property coming into the possession of the Principal in connection with its transportation service after the expiration of said thirty (30) day period, but such termination shall not affect the liability of the Surety hereunder for the payment of any such damages arising on property coming into the possession of the Principal in connection with its transportation service prior to the date such termination becomes effective.

IN WITNESS WHEREOF, the said Principal and Surety have executed this instrument on the _____ day of _____, 19____.

(Individual Principal)

[SEAL]

(Business address)

(Individual Principal)

[SEAL]

(Business address)

(Individual Principal)

[SEAL]

(Business address)

(Individual Principal)

[SEAL]

(Business address)

(Individual Surety)

[SEAL]

(Business address)

(Individual Surety)

[SEAL]

(Business address)

[Affix corporate seal]

(Corporate Principal)

(Business address)

By

[Affix corporate seal]

(Corporate Surety)

(Business address)

By

Certificate as to Corporate Principal

I, _____, certify that I am the secretary of the corporation named as principal in the within bond; that _____, who signed the said bond on behalf of the principal, was then _____ of said corporation; that I know his signature, and his signature thereto is genuine; and that said bond was duly signed, sealed, and attested for and on behalf of said corporation by authority of its governing body.

[Affix corporate seal]

Secretary.

(When the Principal is an individual the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who, being by me duly sworn, did depose and say that he resides in _____, that he is the individual described in and who executed the foregoing instrument and he duly acknowledged to me that he executed the same.

[OFFICIAL SEAL]

(Title of official administering oath)

(When the Surety is an individual the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who, being by me duly sworn, did depose and say that he resides in _____, that he is the individual described in and who executed the foregoing instrument and he duly acknowledged to me that he executed the same.

[OFFICIAL SEAL]

(Title of official administering oath)

(When the Principal is a corporation the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who, being by me duly sworn, did depose and say that he resides in _____, that he is _____ of the _____, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order, and he duly acknowledged to me that he executed the same for and on behalf of said corporation.

[OFFICIAL SEAL]

(Title of official administering oath)

(When the Surety is a corporation the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who, being by me duly sworn, did depose and say that he resides in _____, that he is _____ of the _____, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order, and he duly acknowledged to me that he executed the same for and on behalf of said corporation.

[OFFICIAL SEAL]

(Title of official administering oath)

NOTE.—See Instruction No. 8 before executing the following certificates.

AFFIDAVIT BY INDIVIDUAL SURETY

STATE OF _____,
County of _____, ss:

I, _____, being duly sworn, depose and say that I am one of the sureties to the foregoing bond; that I am

a citizen of the United States, and of full age and legally competent; that I am by occupation a _____, and have been such for _____ years last past, doing business at _____ in _____ and residing at _____; that I am worth in real estate and personal property the sum of _____ dollars over and above (1) all my debts and liabilities, owing and incurred (2) any property exempt from execution, (3) any pecuniary interest I have in the business of the principal on said bond, and (4) any interest I have in any so-called community property; that I am the sole owner in fee simple of certain real estate described as follows, which is located at

(a) _____
(Description of property)

that the fair valuation of said real estate is \$_____; that the assessed value of that property for taxation purposes is \$_____; that said property is not exempt from seizure and sale under any homestead law, community or marriage law, or upon attachment, execution, or judicial process; that the mortgages or other encumbrances against said real estate are the following:

(b) _____
(Description of property)

and that there are no encumbrances against said real estate other than as above stated; that my liabilities owing and incurred do not exceed \$_____; in addition to the real property above described I am worth the sum of \$_____ over and above my just debts and liabilities in property subject to execution and sale, and that the additional personal property consists of the following:

(c) _____
(Describe personal property fully)

That I am not surety on any other bond or bonds, except as follows:

(d) _____
(State character and amount of each bond. If not on other bonds, so state)

That I am not a partner in the business of the principal on the bond or bonds on which I appear or may appear as surety. This affidavit is made to induce the United States of America to accept me as surety on the foregoing bond.

(Signed)

(Surety's signature)

Subscribed and sworn to before me this _____ day of _____, 19____, at _____

[OFFICIAL SEAL]

(Title of official administering oath)

AFFIDAVIT BY INDIVIDUAL SURETY

STATE OF _____,
County of _____, ss:

I, _____, being duly sworn, depose and say that I am one of the sureties to the foregoing bond; that I am a citizen of the United States, and of full age and legally competent; that I am by occupation a _____, and have been such for _____ years last past, doing business at _____ in _____ and residing at _____; that I am worth in real estate and personal property the sum of _____ dollars over and above (1) all my debts and liabilities, owing and incurred, (2) any property exempt from execution, (3) any pecuniary interest I have in the business of the principal on said bond, and (4) any interest I have in any so-called community property; that I am the sole owner in fee simple of certain real estate described as follows, which is located at

(a) _____
(Description of property)

that the fair valuation of said real estate is \$_____; that the assessed value of that property for taxation purposes is \$_____; that said property is not exempt from seizure and sale under any homestead law, community, or marriage law, or upon attachment, execution, or judicial process; that the mortgages or other encumbrances against said real estate are the following:

(b) _____
(Description of property)

and that there are no encumbrances against said real estate other than as above stated; that my liabilities owing and incurred do not exceed \$_____; in addition to the real property above described I am worth the sum of \$_____ over and above my just debts and liabilities in property subject to execution and sale, and that the additional personal property consists of the following:

(c) _____
(Describe personal property fully)

That I am not surety on any other bond or bonds, except as follows:

(d) _____
(State character and amount of each bond. If not on other bonds, so state)

That I am not a partner in the business of the principal on the bond or bonds on which I appear or may appear as surety. This affidavit is made to induce the United States of America to accept me as surety on the foregoing bond.

(Signed) _____

(Surety's Signature)

Subscribed and sworn to before me this _____ day of _____, 19____, at _____

[OFFICIAL SEAL]

(Title of official administering oath)

NOTE.—See Instruction No. 9 before executing the following certificates.

CERTIFICATE OF SUFFICIENCY

I HEREBY CERTIFY, That _____, one of the sureties named above, is personally known to me; that, in my judgment said surety is responsible, and qualified to act as such; and that, to the best of my knowledge and belief, the facts stated by said surety in the foregoing affidavit are true.

(Official title)

(Address)

CERTIFICATE OF SUFFICIENCY

I HEREBY CERTIFY, That _____, one of the sureties named above, is personally known to me; that, in my judgment said surety is responsible, and qualified to act as such, and that, to the best of my knowledge and belief, the facts stated by said surety in the foregoing affidavit are true.

(Official title)

(Address)

INSTRUCTIONS

1. The surety on the bond may be any corporation authorized by the Secretary of the Treasury to act as surety, or two responsible individual sureties. Each individual surety shall justify in such sum as the Interstate Commerce Commission shall require.

2. A firm, as such, will not be accepted as a surety, nor a partner for copartners or for a firm of which he is a member. Stockholders of a corporate principal may be accepted as sureties provided their qualifications as such are independent of their stockholdings therein. Sureties, if individuals, shall be citizens of the United States.

3. The name, including full Christian name, and residence of each individual party to the bond, shall be inserted in the body thereof, and each such party shall sign the bond with his usual signature on the line opposite the scroll seal, and if signed in Maine or New Hampshire an adhesive seal shall be affixed opposite the signature.

4. If the principals are partners, their individual names shall appear in the body of the bond, with the recital that they are partners composing a firm, naming it, and all the members of the firm shall execute the bond as individuals.

5. Notarial acknowledgment shall appear in the appropriate place, attesting the signature of each individual party to the bond.

6. If the principal or surety is a corporation, the name of the State in which incorporated shall be inserted in the appropriate place in the body of the bond, and said instrument shall be executed and attested under the corporate seal as indicated in the form. If the corporation has no corporate seal the fact shall be stated, in which case a scroll (or adhesive seal in Maine or New Hampshire) shall appear following the corporate name.

7. The official character and authority of the person or persons executing the bond for the principal, if a corporation, shall be certified by the secretary or assistant secretary, according to the form attached thereto. In lieu of such certificate there may be attached to the bond copies of so much of the records of the corporation as will show the official character and authority of the officer signing, duly certified by the secretary or assistant secretary, under the corporate seal, to be true copies.

8. Each individual surety shall justify, under oath, according to the form appearing on the bond, before a United States commissioner, a clerk of a United States court, a notary public, or some other officer having authority to administer oaths generally. If the officer has an official seal it shall be affixed, otherwise the proper certificate as to his official character shall be furnished.

9. Each certificate of sufficiency shall be signed by an executive officer of a bank or trust company, a judge or clerk of a court of record under seal of the court, a United States district attorney or commissioner, a postmaster, a collector of internal revenue, or any officer of the United States acceptable to the Commission.

Further certificates as to the financial qualification of the sureties may be required from time to time; which certificates must be based

on the personal investigation of the certifying officers at the time of the making thereof, and not upon prior certificates.

10. The date of the bond must not be prior to the date of the instrument for which it is given.

BROKER'S SURETY BOND UNDER SECTION 211 (C), MOTOR CARRIER ACT, 1935

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 3rd day of August A. D. 1936.

IN THE MATTER OF BROKER'S SURETY BONDS UNDER SECTION 211 (C), MOTOR CARRIER ACT, 1935

The matter of surety bonds under the above title being under consideration:

It is ordered, That broker's surety bonds under Section 211 (c), Motor Carrier Act, 1935, shall be in the form and contain the information called for in the form attached hereto and made a part hereof, numbered B. M. C. 39.

By the Commission, Division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

Form B. M. C. 39.

BROKER'S SURETY BOND UNDER SECTION 211 (C), MOTOR CARRIER ACT, 1935

Executed in triplicate

KNOW ALL MEN BY THESE PRESENTS, That we, _____, (See Instructions 3, 4, and 6)

as PRINCIPAL (hereinafter called Principal) _____ and _____, as SURETY (hereinafter called Surety) are (See Instructions 1, 2, 3, and 6)

held and firmly bound unto the United States of America in the sum of \$5,000, for which payment, well and truly to be made, the Principal and Surety hereby bind themselves, their heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has applied or is about to apply for a license as a Broker pursuant to the provisions of the Motor Carrier Act, 1935, and has elected to file with the Interstate Commerce Commission such a bond as will insure financial responsibility and the supplying of authorized transportation in accordance with contracts, agreements, or arrangements therefor.

Now, THEREFORE, the condition of this obligation is such that if the above bounden Principal shall pay or cause to be paid to travelers or shippers by motor vehicle any sum or sums for which the Principal may be held legally liable by reason of the Principal's failure faithfully to perform, fulfill, and carry out all contracts, agreements, and arrangements made by the Principal while this bond is in effect for the supplying of authorized transportation under license issued to the Principal by the Interstate Commerce Commission, then this obligation shall be void, otherwise to remain in full force and effect.

The liability of the Surety shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall amount in the aggregate to the penalty of the bond, but in no event shall the Surety's obligation hereunder exceed the amount of said penalty.

This bond is written to assure compliance by the Principal as a licensed Broker of Transportation by motor vehicle with Section 211 of the Motor Carrier Act, 1935, and the pertinent rules and regulations of the Interstate Commerce Commission, and shall inure to the benefit of any and all travelers or shippers to whom the Principal may be held legally liable for any of the damages hereinbefore described.

This bond is effective the _____ day of _____, 19____, and shall continue in force until terminated as hereinafter provided. The Principal or the Surety may at any time terminate this bond by written notice to the Interstate Commerce Commission at its office in Washington, D. C. Such termination shall become effective thirty (30) days after actual receipt of said notice by the Interstate Commerce Commission. The Surety shall not be liable hereunder for the payment of any of the damages hereinbefore described which arise as the result of any contracts, agreements, undertakings, or arrangements made by the Principal for the supplying of transportation after the expiration of said thirty (30) day period but such termination shall not affect the liability of the Surety hereunder for the payment of any such damages arising as the result of contracts, agreements, or arrangements made by the Principal for the supplying of transportation prior to the date such termination becomes effective.

IN WITNESS WHEREOF, the said Principal and Surety have executed this instrument on the _____ day of _____, 19____.

(Individual Principal)

[SEAL]

(Business address)

(Individual Principal)

[SEAL]

(Business address)

(Individual Principal)	[SEAL]	(Business address)
(Individual Principal)	[SEAL]	(Business address)
(Individual Surety)	[SEAL]	(Business address)
(Individual Surety)	[SEAL]	(Business address)

[Affix corporate seal]

(Corporate Principal) (Business address)

By

[Affix corporate seal]

(Corporate Surety) (Business address)

By

Certificate as to Corporate Principal

I, _____, certify that I am the secretary of the corporation named as principal in the within bond; that _____, who signed the said bond on behalf of the principal, was then _____ of said corporation; that I know his signature, and his signature thereto is genuine; and that said bond was duly signed, sealed, and attested for and on behalf of said corporation by authority of its governing body.

[Affix corporate seal]

Secretary.

(When the Principal is an Individual the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who, being by me duly sworn, did depose and say that he resides in _____, that he is the individual described in and who executed the foregoing instrument and he duly acknowledged to me that he executed the same.

[OFFICIAL SEAL]

(Title of official administering oath)

(When the Surety is an individual the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who, being by me duly sworn, did depose and say that he resides in _____, that he is the individual described in and who executed the foregoing instrument and he duly acknowledged to me that he executed the same.

[OFFICIAL SEAL]

(Title of official administering oath)

(When the Principal is a corporation the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who, being by me duly sworn, did depose and say that he resides in _____; that he is _____ of the _____, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order, and he duly acknowledged to me that he executed the same for and on behalf of said corporation.

[OFFICIAL SEAL]

(Title of official administering oath)

(When the Surety is a corporation the following acknowledgment should be used)

STATE OF _____,
County of _____, ss:

On this _____ day of _____, 19____, before me personally came _____, who, being by me duly sworn, did depose and say that he resides in _____; that he is _____ of the _____, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; that he signed his name thereto by like order, and he duly acknowledged to me that he executed the same for and on behalf of said corporation.

[OFFICIAL SEAL]

(Title of official administering oath)

NOTE.—See Instruction No. 8 before executing the following certificates.

AFFIDAVIT BY INDIVIDUAL SURETY

STATE OF _____,
County of _____, ss:

I, _____, being duly sworn, depose and say that I am one of the sureties to the foregoing bond; that I am a citizen of the United States, and of full age and legally competent; that I am by occupation a _____, and have been such for _____ years last past, doing business at _____ in _____ and residing at _____; that I am worth in real estate and personal property the sum of _____ dollars over and above (1) all my debts and liabilities, owing and incurred, (2) any property exempt from execution, (3) any pecuniary interest I have in the business of the principal on said bond, and (4) any interest I have in any so-called community property; that I am the sole owner in fee simple of certain real estate described as follows, which is located at _____

(a) _____
(Description of property)

that the fair valuation of said real estate is \$_____; that the assessed value of that property for taxation purposes is \$_____; that said property is not exempt from seizure and sale under any homestead law, community, or marriage law, or upon attachment, execution, or judicial process; that the mortgages or other encumbrances against said real estate are the following:

(b) _____
(Description of property)

and that there are no encumbrances against said real estate other than as above stated; that my liabilities owing and incurred do not exceed \$_____; in addition to the real property above described I am worth the sum of \$_____ over and above my just debts and liabilities in property subject to execution and sale, and that the additional personal property consists of the following:

(c) _____
(Describe personal property fully)

That I am not surety on any other bond or bonds, except as follows:

(d) _____
(State character and amount of each bond. If not on other bonds, so state)

That I am not a partner in the business of the principal on the bond or bonds on which I appear or may appear as surety. This affidavit is made to induce the United States of America to accept me as surety on the foregoing bond.

(Signed) _____
(Surety's signature)

Subscribed and sworn to before me this _____ day of _____, 19____, at _____

[OFFICIAL SEAL]

(Title of official administering oath)

AFFIDAVIT BY INDIVIDUAL SURETY

STATE OF _____,
County of _____, ss:

I, _____, being duly sworn, depose and say that I am one of the sureties to the foregoing bond; that I am a citizen of the United States, and of full age and legally competent; that I am by occupation a _____, and have been such for _____ years last past, doing business at _____ in _____ and residing at _____; that I am worth in real estate and personal property the sum of _____ dollars over and above (1) all my debts and liabilities, owing and incurred, (2) any property exempt from execution, (3) any pecuniary interest I have in the business of the principal on said bond, and (4) any interest I have in any so-called community property; that I am the sole owner in fee simple of certain real estate described as follows, which is located at _____

(a) _____
(Description of property)

that the fair valuation of said real estate is \$_____; that the assessed value of that property for taxation purposes is \$_____; that said property is not exempt from seizure and sale under any homestead law, community or marriage law, or upon attachment, execution, or judicial process; that the mortgages or other encumbrances against said real estate are the following:

(b) _____
(Description of property)

and that there are no encumbrances against said real estate other than as above stated; that my liabilities owing and incurred do not exceed \$_____; in addition to the real property above described I am worth the sum of \$_____ over and above my just debts and

liabilities in property subject to execution and sale, and that the additional personal property consists of the following:

(c) -----
(Describe personal property fully)

That I am not surety on any other bond or bonds, except as follows:

(d) -----
(State character and amount of each bond. If not on other bonds, so state)

That I am not a partner in the business of the principal on the bond or bonds on which I appear or may appear as surety. This affidavit is made to induce the United States of America to accept me as surety on the foregoing bond.

(Signed)

(Surety's signature)

Subscribed and sworn to before me this ----- day of -----, 19-----, at -----

[OFFICIAL SEAL]

(Title of official administering oath)

NOTE.—See Instruction No. 9 before executing the following certificates.

CERTIFICATE OF SUFFICIENCY

I HEREBY CERTIFY, That -----, one of the sureties named above, is personally known to me; that, in my judgment said surety is responsible, and qualified to act as such; and that, to the best of my knowledge and belief, the facts stated by said surety in the foregoing affidavit are true.

(Official title)

(Address)

CERTIFICATE OF SUFFICIENCY

I HEREBY CERTIFY, That -----, one of the sureties named above, is personally known to me; that, in my judgment said surety is responsible, and qualified to act as such; and that, to the best of my knowledge and belief, the facts stated by said surety in the foregoing affidavit are true.

(Official title)

(Address)

INSTRUCTIONS

1. The surety on the bond may be any corporation authorized by the Secretary of the Treasury to act as surety, or two responsible individual sureties. Each individual surety shall justify in such sum as the Interstate Commerce Commission shall require.

2. A firm, as such, will not be accepted as a surety, nor a partner for co-partners or for a firm of which he is a member. Stockholders of a corporate principal may be accepted as sureties provided their qualifications as such are independent of their stockholdings therein. Sureties, if individuals, shall be citizens of the United States.

3. The name, including full Christian name, and residence of each individual party to the bond, shall be inserted in the body thereof, and each such party shall sign the bond with his usual signature on the line opposite the scroll seal, and if signed in Maine or New Hampshire, an adhesive seal shall be affixed opposite the signature.

4. If the principals are partners, their individual names shall appear in the body of the bond, with the recital that they are partners composing a firm, naming it, and all the members of the firm shall execute the bond as individuals.

5. Notarial acknowledgment shall appear in the appropriate place, attesting the signature of each individual party to the bond.

6. If the principal or surety is a corporation, the name of the State in which incorporated shall be inserted in the appropriate place in the body of the bond, and said instrument shall be executed and attested under the corporate seal as indicated in the form. If the corporation has no corporate seal the fact shall be stated, in which case a scroll (or adhesive seal in Maine or New Hampshire) shall appear following the corporate name.

7. The official character and authority of the person or persons executing the bond for the principal, if a corporation, shall be certified by the secretary or assistant secretary, according to the form attached thereto. In lieu of such certificate there may be attached to the bond copies of so much of the records of the corporation as will show the official character and authority of the officer signing, duly certified by the secretary or assistant secretary, under the corporate seal, to be true copies.

8. Each individual surety shall justify, under oath, according to the form appearing on the bond, before a United States Commissioner, a clerk of a United States court, a notary public, or some other officer having authority to administer oaths generally. If the officer has an official seal it shall be affixed, otherwise the proper certificate as to his official character shall be furnished.

9. Each certificate of sufficiency shall be signed by an executive officer of a bank or trust company, a judge or clerk of a court of record under seal of the court, a United States district attorney or commissioner, a postmaster, a collector of internal revenue, or any officer of the United States acceptable to the Commission.

Further certificates as to the financial qualification of the sureties may be required from time to time; which certificates must be based on the personal investigation of the certifying officers at the time of the making thereof, and not upon prior certificates.

10. The date of the bond must not be prior to the date of the instrument for which it is given.

APPLICATION FOR AUTHORITY TO SELF-INSURE UNDER SECTION 215, MOTOR CARRIER ACT, 1935

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 3d day of August A. D. 1936.

IN THE MATTER OF APPLICATIONS FOR AUTHORITY TO SELF-INSURE UNDER SECTION 215, MOTOR CARRIER ACT, 1935

The matter of applications under the above title being under consideration:

It is ordered, That applications for authority to self-insure under Section 215, Motor Carrier Act, 1935, shall be in the form and contain the information called for in the form of application attached hereto and made a part hereof, numbered B. M. C. 40.

By the Commission, Division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

Form B. M. C. 40.

APPLICATION FOR AUTHORITY TO SELF-INSURE UNDER SECTION 215, MOTOR CARRIER ACT, 1935

Attention is directed to Section 215, Motor Carrier Act, 1935, which reads as follows:

"SECURITY FOR THE PROTECTION OF THE PUBLIC

"Sec. 215. No certificate or permit shall be issued to a motor carrier or remain in force, unless such carrier complies with such reasonable rules and regulations as the Commission shall prescribe governing the filing and approval of surety bonds, policies of insurance, qualifications as a self-insurer or other securities or agreements, in such reasonable amount as the Commission may require, conditioned to pay, within the amount of such surety bonds, policies of insurance, qualifications as a self-insurer or other securities or agreements, any final judgment recovered against such motor carrier for bodily injuries to or the death of any person resulting from the negligent operation, maintenance, or use of motor vehicles under such certificate or permit, or for loss or damage to property of others. The Commission may, in its discretion and under such rules and regulations as it shall prescribe, require any such common carrier to file a surety bond, policies of insurance, qualifications as a self-insurer, or other securities or agreements, in a sum to be determined by the Commission, to be conditioned upon such carrier making compensation to shippers and/or consignees for all property belong¹ to shippers and/or consignees, and coming into the possession of such carrier in connection with its transportation service. Any carrier which may be required by law to compensate a shipper and/or consignee for any loss, damage, or default for which a connecting motor common carrier is legally responsible shall be subrogated to the rights of such shipper and/or consignee under any such bond, policies of insurance, or other securities or agreements, to the extent of the sum so paid."

APPLICATION FOR AUTHORITY TO SELF-INSURE Before the Interstate Commerce Commission

[Docket No. -----]

Application of -----
(Exact name of applicant)

For authority to self-insure under the provisions of Section 215 of the Motor Carrier Act, 1935.

To the Interstate Commerce Commission, Washington, D. C.:
Applicant states:

1. That applicant is -----
(Individual, partnership, corporation, association, or other form of enterprise)

and principal executive offices are located at -----
(Number) (Street)

(City) (County) (State)

¹ So in original.

and, if a partnership, the names and addresses of each partner, including silent or limited, and their interests are as follows:

Name	Address	Proportion of interest
-----	-----	-----
-----	-----	-----
-----	-----	-----

and, if a corporation, association, or other similar form of enterprise, incorporation, or organization was formed in the State or Sovereign Power of ----- on -----, 19-----.

2. That this is an application to self-insure under the provisions of Section 215 of the Motor Carrier Act, 1935 -----

(All or part)

of the operations now conducted under I. C. C. -----

(Certificate

No. ----- or under pending application for a or permit)

(Certificate or permit)

Act, 1935, and evidenced by identification or Docket No. -----, and that details of such operation are as enumerated in said certificate, permit, or application.

3. That where only part of the operations identified in (2) are to be self-insured under Section 215 of the Motor Carrier Act, 1935, such part is described as follows:

4. That exhibits ----- to -----, inclusive, are attached hereto and made a part hereof:

WHEREFORE, applicant prays that the Interstate Commerce Commission authorize the self-insurance proposed herein.

Dated this ----- day of -----, 19-----.

[SEAL]

By

(Applicant)

(Title)

Post-office address:

STATE OF -----

County of -----, ss:

----- makes oath and says that he is

(Title of affiant)

the ----- of the -----

(Title of affiant)

(Name of applicant)

that he is authorized on the part of said applicant to verify and file with the Interstate Commerce Commission this application and exhibits attached hereto; that he has carefully examined all of the statements contained in such application and the exhibits attached thereto and made a part thereof; that he has knowledge of the matters set forth therein, and that all such statements made and matters set forth therein are true and correct to the best of his knowledge, information, and belief.

Subscribed and sworn to before me, a -----, in and for the State and County above named, this ----- day of -----, 19-----.

[OFFICIAL SEAL]

(Title of official administering oath)

Exhibit A

GENERAL INTERROGATORIES

(Name of applicant)

1. Have you qualified as a self-insurer in any State? -----

(Yes or no)

If so, furnish full particulars -----

2. Has your authority to self-insure in any State ever been revoked? ----- If so, give reasons -----

(Yes or no)

3. Has your application to any State for permission to qualify as a self-insurer ever been declined? ----- If so,

(Yes or no)

explain fully -----

4. Have you carried bodily injury liability, property damage liability, or cargo liability insurance during the past five years? ----- If so, state limits of liability carried on

(Yes or no)

each class of insurance:

Bodily injury
liability

Property damage
liability

Cargo
liability

5. Attach statement showing names and addresses of insurance companies, giving their experience with your operations (showing premiums earned, losses, and loss expenses incurred and loss ratios), on each of the classes of insurance mentioned in Interrogatory 4 for each of the past five years.

6. Has your insurance on any of the foregoing classes of risks been cancelled by any insurance company during the past five years? -----

(Yes or no)

If so, give full particulars -----

7. To what extent, if any, and in what insurance companies do you now carry bodily injury liability, property damage liability, and cargo liability insurance? -----

8. If now insured, state whether for primary or excess cover, and if excess indicate extent of limits and your own net retention on each class of risk. -----

9. If your application to self-insure is approved do you intend to carry other insurance in the future? -----

10. (a) What safety organization, if any, do you now maintain? -----

(b) How long has this organization been in operation? -----

11. (a) Do you maintain a salaries or other claim department personnel? -----

(Yes or no)

(b) If so, indicate when organized and number of persons employed. -----

12. What would be the present annual cost of bodily injury liability, property damage liability, and cargo liability insurance for limits of liability required by the Interstate Commerce Commission? -----

13. What portion of this annual cost do you estimate will be saved if your application to self-insure is approved? -----

14. What is the compelling motive for your desire to become a self-insurer as set forth in this application? -----

15. Give a brief outline of the facts upon which you rely to justify your application to self-insure. -----

INSTRUCTIONS RELATING TO INFORMATION TO BE INCLUDED IN EXHIBITS D, C, D, AND E

Exhibit B

Certified copy of applicant's articles of incorporation or other documents evidencing organization, and by-laws, or instruments corresponding thereto, with all amendments unless previously filed with the Interstate Commerce Commission.

Exhibit C

Balance sheet, income and profit and loss statements for each of the two preceding calendar years and for the current calendar year as of the latest available date. Current balance sheet statement to be supported by detailed schedules reflecting analyses of property accounts, investments and advances, long-term obligations, capital stock, and surplus accounts.

1. Segregation of property account, as follows:

Revenue automotive equipment. Indicate number vehicles of each type:

(a) Trucks.

(b) Tractors.

(c) Trailers.

(d) Buses.

(e) Miscellaneous revenue automotive equipment.

Other automotive equipment.

Garage and shop equipment.

Other equipment.

Land.

Buildings.

Improvements to leasehold property.

Nonoperative property.

Construction work in progress.

2. Segregation of investments and advances as follows:

- (a) Affiliated companies.
- (b) Nonaffiliated companies.
- (c) Individuals.

3. Segregation of long-term obligations, by maturities:

- (a) Equipment notes.
- (b) Other long-term obligations.

4. Segregation of capital stock and surplus or deficit:

- (a) Capital stock.
- (b) Capital surplus.
- (c) Earned surplus or deficit:
 - Surplus or deficit at—Beginning of period.
 - Surplus adjustments applicable to prior years.
 - Current year profit and loss.
 - Miscellaneous profit and loss credits.
 - Miscellaneous profit and loss debits.
 - Appropriate surplus:
 - For sinking fund or other similar reserves.
 - For dividends.
 - Surplus or deficit at end of period.

5. Segregation of reserves to reflect separately:

- (a) Depreciation (include rates by classes of property).
- (b) Injuries, loss and damage reserves.
- (c) Other similar reserves.

Policy and practice followed with respect to each of the aforementioned reserves.

6. Attach complete detailed list of all unpaid claims against you for each class of risk (Bodily Injury Liability, Property Damage Liability, and Cargo Liability) separately, giving date of accident, your claim number, date of claim, nature of injuries or damages, and indicate whether serious or minor, amount of damages claimed, amount of reserve, date of suit if any, and designate name of court and jurisdiction in which suit is filed. Note.—Sum total of reserves reported in the accompanying lists must agree with Item No. 5 (b), referring to "Injuries, Loss, and Damage Reserves." (Note.—See General Instruction No. 5.)

Also include on the current Balance Sheet Statement by appropriate footnotes:

1. Contingent Assets and Liabilities not reflected in Balance Sheet Statement.

(a) Furnish full particulars as to number and amount of any unpaid claims and judgments for "injuries, loss, or damage" against you as at date of this application not covered by policies of insurance companies in good standing and for which adequate provision has not been made in Item No. 5 (b), "Injuries, Loss, and Damage Reserves." (Note.—See General Instruction No. 5.)

(b) Indicate amount of special reserve required to adequately provide for any unpaid claims and judgments against you arising out of accidents which occurred on or before date of Current Balance Sheet Statement, but of which notice was not received by you until a subsequent date, and for which no specific or special reserve has been included in item (a) above or in Item No. 5 (b), "Injuries, Loss, and Damage Reserve."

(c) Information as to nature and amount of reserve required to adequately provide for all other liabilities accrued as at date of current Balance Sheet Statement, notice of which was not received until a date subsequent thereto, but prior to date of this application, and for which no reserve has been otherwise provided.

2. Arrears in cumulative dividends, stating amount per share and total.

3. Facts and amounts with respect to any default in principal, interest, or sinking fund provisions if not shown in Balance Sheet Statements.

4. Total book cost of securities pledged as collateral for any long-term obligations, short-term loans, or to secure performance of contracts.

5. Show on each of the financial statements requested in this Exhibit C to the extent applicable, the name, class, and address of independent public, or independent certified public, accountant who prepared, or under whose direction were prepared, the data shown thereon. If no such accountant was employed, so state.

Exhibit D

Attach the following as separate exhibits identifying them:

Exhibit D-1.—Copies of all resolutions of stockholders or directors authorizing this application, authenticated by proper executive officers of the applicants; and, if the charter or by-laws require approval by the stockholders, copies of the resolutions of the stockholders authorizing this application for self-insuring under Section 215 of the Motor Carrier Act, 1935, and indicate the percentage of stock voting for such authorization.

Exhibit D-2.—Copies of all resolutions of stockholders or directors, or duly authorized committee thereof, authenticated by proper executive officers of the applicants, designating by name and for that purpose the executive officer by whom the application is signed and verified, and filed on behalf of the applicant.

Exhibit D-3.—If an organization other than a corporation is an applicant, there shall be furnished documentary evidence showing

authorization and designation of the individual or individuals signing, verifying, and filing on behalf of the applicant.

Exhibit E

Brief outline of the nature and extent of applicant's business together with an organization chart reflecting all subsidiaries and parents of the applicant, and degree of relationship by:

- 1. Voting stock.
- 2. Nonvoting stock.
- 3. Management.
- 4. Contractual.

GENERAL INSTRUCTIONS

1. Exhibits shall be typewritten on paper 8½ by 13 inches or folded to conform and name of applicant should appear on each page thereof.

2. The name of each person signing this application shall be typed or printed beneath the signature.

3. Information required must be given unless neither known nor available to applicant without unreasonable effort or expense. In such case, however, explicit statement to such effect shall be made in the application, in lieu of the omitted material, setting forth the reasons why the information is neither known nor available.

4. There shall be filed with this Commission two true copies of the application for the use of the Commission.

5. Judgments are not to be included in Item No. 6, but are to be included in balance sheet as a fixed liability. If for any reason applicant desires the answers to Item No. 6 to be treated by the Commission as confidential and private, the applicant may file separate application for such treatment, setting forth the reasons which applicant relies upon as showing that public interest does not require such answers or that if made, public interest requires that such answers should not be made public. The Commission will consider such separate application.

[SEAL]

GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 2502—Filed, September 22, 1936; 12:46 p. m.]

Friday, September 25, 1936

No. 139

PRESIDENT OF THE UNITED STATES.

COLUMBUS DAY

By the President of the United States of America

A PROCLAMATION

WHEREAS Public Resolution 21, Seventy-third Congress, approved April 30, 1934, provides:

"That the President of the United States is authorized and requested to issue a proclamation designating October 12 of each year as Columbus Day and calling upon officials of the Government to display the flag of the United States on all Government buildings on said date and inviting the people of the United States to observe the day in schools and churches, or other suitable places, with appropriate ceremonies expressive of the public sentiment befitting the anniversary of the discovery of America."

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the authority vested in me by the aforesaid public resolution, do by this proclamation designate October 12, 1936, as Columbus Day and do direct that on that day the flag of the United States be displayed on all Government buildings; and, further, I do invite the people of the United States to observe the day with appropriate ceremonies in schools and churches, or other suitable places.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 22nd day of September, in the year of our Lord nineteen hundred and thirty-six, and of the Independence of the United States of America the one hundred and sixty-first.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL,
Secretary of State.

[No. 2197]

[F. R. Doc. 2530—Filed, September 24, 1936; 10:33 a. m.]

